IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 7321 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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DD SHRIMALI - Petitioner(s)
Versus
STATE OF GUJARAT & 1 - Respondent(s)

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Appearance :
MR NITIN N PANDYA for Petitioner(s) : 1,
MS KIRAN PANDEY, ASST. GOVERNMENT PLEADER for Respondent(s) : 1 - 2.
M/S PATEL ADVOCATES for Respondent(s) : 1,
MR SP HASURKAR for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 30/11/2006

ORAL JUDGMENT

What is challenged in the present Special Civil Application is the action of the respondents in not promoting the petitioner to the post of Deputy Mamlatdar.

Today, when the matter is called out, Ms. Kiran Pandey, learned AGP has submitted on the instructions from one Mrs. Kalaben R. Joshi, Additional Chitnis to the Collector, Kheda that during the pendency of the present Special Civil Application, the petitioner has already been promoted to the post of Deputy Mamlatdar since 15.6.1999 and at present, he is serving as Deputy Mamlatdar.

The learned advocate appearing on behalf of the petitioner is absent. However, considering the fact that the petitioner is already now promoted to the post of Deputy Mamlatdar, no cause survives in the present Special Civil Application. Hence, this petition is become infructuous. Accordingly, this petition is disposed of as having become infructuous. Rule is discharged. No costs.

[M.R.SHAH, J.]

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